528-49 505 3838 CERTIFICATE OF MAKING / 74 10-1-91

I hereby certify that this paper and every paper referred to therein as being enclosed is being deposited with the U.S. Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner of Patents & Trademarks, Washington, DC 20231,

on NOVEMBER 4,1993 Date of Deposit)

Hemistle Marro

23 Bischound

File No. 2954/06403

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

of Petition

In re Application of; MICHAEL BIRSHA DAVIES ET AL.

Serial No.: 07/633,145

Group Art Unit: 3307

Filed: March 1, 1991

Examiner: A. Lewis

For: INHALATION DEVICE

Date: November 3, 1993

## PETITION AND CERTIFICATION UNDER 37 C.F.R. \$1.97

Hon. Commissioner of Patents and Trademarks ' Washington, DC '20231

Sir:

## PAUL FIELDS hereby declares:

- 1. I am the attorney representing the client in the above application.
- 2. A Final Office Action was issued in this application and mailed August 5, 1993.
- 3. Accompanying this Petition and Certification is a Second Supplemental Information Disclosure Statement with information cited on the accompanying form PTO-1449.

060 KP 11/15/93 07633145

- 4. This item of information contained in the Second Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office (New Zealand) in a counterpart foreign application not more then three months (August 5, 1993) prior to the filing of this statement.
- 5. It is petitioned that said information cited on the enclosed Form PTO-1449 be considered and made a part of the record of this application.

The petition fee of \$130.00 is enclosed. Please charge any excess to our account, 04-0100.

Respectfully submitted,

Paul Fields

Registration No. 20,298
Attorney for Applicant(s)

DARBY & DARBY 805 Third Avenue New York, NY 10022 (212) 527-7700

Enclosure: A check for \$130.00